

UNITED STATES DISTRICT COURT

DISTRICT OF MAINE

signed 9/24/02

ROBERT PIAMPIANO,  
Plaintiff

v.

CENTRAL MAINE POWER COMPANY,  
Defendant

Civil No. 02-41-P-C

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge filed with the Court on June 19, 2002, with copies to counsel, his Recommended Decision on Motion to Dismiss (Docket No. 10). Defendant, having been granted an enlargement of time in which to do so, filed his objection to the Recommended Decision on July 12, 2002 (Docket No. 12). Plaintiff, having been granted an enlargement of time in which to do so, filed his response to Defendant's objection on August 5, 2002, (Docket No. 14).

This Court having reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record, and having made a *de novo* determination of all matters adjudicated by the Magistrate Judge's Recommended Decision, and concurring with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, it is **ORDERED** as follows:

- (1) Defendant's objection is hereby **DENIED**;
- (2) The Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**;

(3) Defendant's Motion to Dismiss is hereby **DENIED**.

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GENE CARTER  
District Judge

Dated at Portland, Maine this 24<sup>th</sup> day of September, 2002.

ROBERT J PIAMPIANO  
plaintiff

PETER J. RUBIN  
774-1200  
[COR]  
JOHN M.R. PATERSON  
774-1200  
[COR LD NTC]  
DANIEL J. MITCHELL, ESQ.  
[COR]  
BERNSTEIN, SHUR, SAWYER, &  
NELSON  
100 MIDDLE STREET  
P.O. BOX 9729  
PORTLAND, ME 04104-5029  
207-774-1200

v.

CENTRAL MAINE POWER COMPANY  
defendant

WILLIAM J. KAYATTA, JR.  
207-773-6411  
[COR LD NTC]  
MARK E. PORADA, ESQ.  
[COR]  
PIERCE, ATWOOD  
ONE MONUMENT SQUARE  
PORTLAND, ME 04101-1110  
207-791-1100